

ORDINANCE No. 1299

AN ORDINANCE authorizing the Mayor and Recorder of the City of Albany, Oregon, to enter into a contract with Slate Construction Co. for the construction of a lateral sewer beginning at a point on the Geary Street Trunk Sewer on Geary Street in the City of Albany, Oregon, 25 feet southerly from the center line of Salem Road, and running thence south 76½° west 650 feet to a point 17 feet distant from the center line of said Salem Road, by laying an 8" sewer pipe in accordance with the plans and specifications of Charles H. Leonard, engineer for said lateral sewer, filed in the office of the Recorder of said City October 11, 1927.

WHEREAS, by Resolution No. 32, adopted by the Council October 10, 1928, it was ordered that a lateral sewer be constructed beginning at a point in the Geary Street Trunk Sewer on Geary Street in the City of Albany, Oregon, 25 feet southerly from the center line of Salem Road, and running thence south 76½° west 650 feet to a point 17 feet distant from the center line of said Salem Road, by laying an eight inch sewer pipe in accordance with the plans and specifications of Charles H. Leonard, engineer, filed in the office of the Recorder of said City October 11, 1927, and

WHEREAS, it was provided by Ordinance that the Recorder of the City of Albany, Oregon, give notice for bids for the making of such improvement in the manner provided by law, and

WHEREAS, after due notice and advertisement for bids, made and given by the Recorder of the City of Albany, Oregon, according to said Ordinance, Slate Construction Co. on the 16th day of November, 1928, presented its bid to the Council of said City for the making of said improvement, which said bid was made in due form and in conformity with all the conditions imposed by law and by said ordinance, by which bid the said Slate Construction Co. proposed to furnish all material and implements and perform all the labor necessary to make the above described improvement for the sum of \$873.80, and

WHEREAS, Slate Construction Co. was the lowest bidder for said proposed ~~work~~ work and said bid was the lowest and best bid submitted therefor.

THEREFORE THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1. That the bid of said Slate Construction Co. for said improvement be and the same is hereby accepted, and the Mayor and Recorder of the City of Albany are hereby authorized and directed to enter into a contract in writing with the said Slate Construction Co. for the making of said improvement as aforesaid on behalf of the City of Albany, Oregon, and upon the terms and conditions in said ordinance, advertisement and bid hereinbefore mentioned. Said contract shall provide that the work on said sewer shall commence within ten (10) days after the signing of such contract and shall be prosecuted with such vigor that all the work embraced in said contract shall be entirely completed on or before January 1st, 1929, and the City of Albany shall be deemed to suffer damages to the extent of \$5.00 per day for each and every day the work is delayed beyond said time.

Said contract shall further provide that said Slate Construction Co. shall promptly as due make payment to all persons supplying to it labor and material for the prosecution of the hereinabove described work and that it shall not permit any lien or claim to be filed or prosecuted against the City of Albany for or on account of any labor or material furnished on account of said work.

Said Slate Construction Co. shall furnish a bond in a sum equal to fifty per cent of the contract price, with good and sufficient sureties thereon, to be approved by the Mayor of the City of Albany, Oregon, to secure the faithful performance of all the obligations of such contract on the part of said Slate Construction Co., and particularly on account of any lien or claim for labor or material furnished on the part of any person arising out of such contract.

Passed by the Council November 16, 1928
Approved by the Mayor November 16, 1928

ATTEST:--

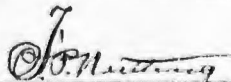
F.P. Nutting,
Recorder of the City of Albany, Oregon.

MARK V. WEATHERFORD,
Mayor.

STATE OF OREGON,
County of Linn,

ss, I, F.P. Nutting, Recorder of the City of Albany, Linn County, Oregon, do hereby certify that the foregoing and annexed copy of Ordinance ~~1299~~ No. 1299, now on file in my office, has been by me carefully compared with the original Ordinance bill No. 1401, and that it is a true and correct copy of 11 of said Ordinance Bill No. 1401, passed by the Council November 16, 1928 and approved by the Mayor November 16, 1928.

WITNESS my hand and official signature and the seal of the City of Albany this 17th day of November, 1928.



City Recorder